

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Robert A. JACOBSEN, *et al.*

Group Art Unit: 2856

Serial No.: 10/007,708

Examiner: D. Rogers

Filed: November 13, 2001

Attorney Docket No.: APTI:062

For: APPARATUS AND METHOD FOR NON-DESTRUCTIVE INSPECTION OF LARGE STRUCTURES

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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Marc A. Rossi

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PETITION TO REVIVE UNDER 1.137(b)

Sir:

In the event that the present application is held abandoned, applicant hereby petitions for revival of the application, as the abandonment of the application was unintentional.

In accordance with the provisions of 37 C.F.R. 1.137(b)(1), applicant encloses herewith a Notice of Appeal that should have been filed concurrent with the amendment filed on September 25, 2003.

Further as required under 37 C.F.R. 1.137(b)(2), the Commissioner is hereby authorized to charge Deposit Account 18-2056 the required petition fee of \$1330.00, along with any additional fees that may be required to maintain the pendency of this application.

The undersigned hereby states that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to this paragraph was unintentional as required under 37 C.F.R. 1.137(b)(3). The undersigned attorney of record had no intention of allowing the application to go abandoned, as evidenced by the filing of the amendment of September 25, 2003 which was incorrectly believed to be sufficient to place the application in condition for allowance.

A terminal disclaimer is not required in the present application under 37 C.F.R. 1.137(b)(4), as the application was filed after June 8, 1995.

In view of the above, it is respectfully requested that the above-referenced application be revived and returned to the examiner for further prosecution.

Respectfully submitted,

Date: 11-04-03


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